

The resolution was read first time; rules suspended, read second time and passed to third reading; rules further suspended, read third time and passed.

A message was received from the House informing the Senate that the House had passed the following bills originating in that body, viz.:

No. 199, "An act to incorporate the Central Texas Flouring, Grist and Manufacturing Company."

No. 386, "An act to validate a certain land certificate therein named."

No. 416, "An act to prohibit the sale of liquor within six miles of Davilla, Milam county, except for medicinal or sacramental purposes."

No. 457, "An act for the relief of Michael B. Botelham."

No. 602, "An act to amend an act passed at the present session of the Legislature amending the charter of the Galveston Artillery Company."

Unfinished business pending when the Senate adjourned on yesterday, viz., Senate bill No. 189, "An act concerning private corporations," was again taken up.

Pending which, on motion of Senator Letimer, the Senate adjourned until Monday next at 10 o'clock A. M.

SENATE CHAMBER,
AUSTIN, TEXAS, April 7, 1873. }

Senate met pursuant to adjournment. Roll called; quorum present. Prayer by the Rev. Dr. Burleson.

On motion of Senator Avinger, the reading of the journal of Saturday was dispensed with.

Senator Fountain introduced a bill entitled "An act to provide for the protection of life and property in certain counties." Read first time.

Also, a bill entitled "An act to release certain taxes to the residents of Cooke, Wise, Parker, Wood, Erath, Hamilton, Lampasas, Burnet, Blanco, Kendall, Bandera, Medina, Frio, McMullen, Duval, Starr, and all the counties lying west and southwest of the same." Read first time.

Also a bill entitled "An act to incorporate the city of El Paso." Read first time, and referred to Judiciary Committee No. 1.

Senator Henry introduced a bill to be entitled "An act to grant lands to encourage the construction of the Tyler Tap Railroad." Read first time, and referred to the Committee on Internal Improvements.

Senator Sayers introduced a bill to establish congressional districts in the State of Texas. Read first time, and referred to a select committee on congressional districts.

Senator Shelley introduced a bill entitled "An act to authorize the County Court of Lampasas county to levy a special tax." Read first time, and referred to the Committee on Finance.

Senator Dohoney introduced a bill entitled "An act to incorporate the Paris Street Railway Company." Read first time, and referred to Judiciary Committee No. 1.

The following bills were taken from the President's desk, read first time, and referred to the committees indicated :

House bill No. 386, "An act to validate a certain land certificate therein named." Referred to Judiciary Committee No. 1.

House bill No. 416, "An act to prohibit the sale of spirituous liquors within six miles of Davilla Institute, in Milam county, except for medicinal or sacramental purposes." Referred to Committee on State Affairs.

House bill No. 602, "An act to amend an act passed at this session of the Legislature, amending the charter of the Galveston Artillery Company." Referred to the Committee on Militia.

House bill No. 457, "An act for the relief of Michael B. Botcham." Referred to the Committee on Private Land Claims.

House bill No. 199, "An act to incorporate the Central Texas Flouring, Grist and Manufacturing Company. Referred to Committee on State Affairs.

Senate bill No. 189, "An act concerning private corporations," was read third time and passed.

The Senate then took up the motion of Senator Dillard, made on a former day, to reconsider the vote indefinitely postponing Senate bill No. 38, "An act to confer additional jurisdiction on justices of the peace of each county in the State."

Senator Broughton moved to lay the motion to reconsider on the table. Lost by the following vote :

Yeas—Senators Baker, Broughton, Flanagan, Fountain, Gaines, Pyle, Rawson, Tendick and Tracy—9.

Nays—Senators Avinger, Ball, Dillard, Dohoney, Evans, Ford, Finlay, Henry, Latimer, Shelley, Swift, Word and Mr. President—13.

The question then recurring upon the motion to reconsider, the same was put and vote reconsidered by the following vote:

Yeas—Senators Avinger, Ball, Dillard, Dohoney, Evans, Finlay, Henry, Latimer, Sayers, Shelley, Swift, Word and Mr. President—13.

Nays—Senators Baker, Broughton, Ford, Flanagan, Fountain, Gaines, Hall, Rawson and Tendick—9.

The bill was then made special order for to-morrow at 11 o'clock A. M.

Senate bill No. 146, "An act to amend an act entitled an act to adopt and establish a penal code for the State of Texas, approved August 26, 1856," was read third time and passed.

Senator Latimer, chairman of the Committee on Enrolled Bills submitted the following report:

Hon. E. B. Pickett, President of the Senate:

Sir: Your Committee on Enrolled Bills would report that they have examined and carefully compared Senate bill No. 7, "An act to incorporate the Columbus, Austin and Parker County Railway Company, and to aid in the construction of the same," and Senate bill No. 22, "An act to incorporate the town of Kaufman, in Kaufman county," and find the same correctly enrolled.

H. R. LATIMER, Chairman.

House bill No. 116, "An act to amend the first section of an act entitled an act to amend the first section of an act to regulate proceedings in the district courts, approved May 13, 1846, approved December 10, 1863," was read and recommitted to Judiciary Committee No. 1.

Senate bill No. 189, "An act making an appropriation to pay the widow and heirs of W. A. Smith, deceased, for services rendered the State," was then taken up and read.

The hour having arrived, the special order was taken up, viz., Senate bill No. 31, "An act to give effect to the provisions of the Constitution in relation to the settlement of homesteads by pre-emptors, and to open to settlement the State sections of the Memphis and El Paso Railroad."

On motion of Senator Dohoney, the bill was postponed until Friday next, at 11 o'clock, and made the special order for that hour by the following vote:

Yeas—Senators Avinger, Ball, Dillard, Dohoney, Henry, Latimer, Rawson, Shelley, Swift, Word and Mr. President—11.

Nays—Senators Baker, Broughton, Evans, Ford, Finlay, Fountain, Gaines, Hall, Tendick and Tracy—10.

Second special order of the day, viz., Senate bill No. 218, "An act to establish a system of public free schools in the State of Texas," was taken up, and on motion of Senator Flanagan, the Senate went into committee of the whole to consider the bill.

Senator Flanagan in the chair.

The committee arose, reported progress and asked leave to sit again. Report adopted.

In Senate.

Senator Latimer, chairman of the Committee on Enrolled Bills, submitted the following report:

Hon. E. B. Pickett, President of the Senate:

SIR: I have the honor to report that I have this day, presented, at 11 o'clock A. M., to his Excellency the Governor, for his approval and signature, Senate bill No. 7, "An act to incorporate the Columbus, Austin and Parker County Railway Company, and to aid in the construction of the same."

Also, Senate bill No. 22, "An act to incorporate the town of Kaufman, in Kaufman county."

H. R. LATIMER, Chairman.

By leave, Senator Evans introduced a bill entitled "An act to incorporate the Fort Worth and Denver City Railway Company." Read first time and referred to the Committee on Internal Improvements.

The hour having arrived for the special order of the day, viz., the consideration of bills of a private nature, Senator Finlay moved to postpone the same, and that the Senate again resolve itself into a committee of the whole on the school bill.

The motion was lost by the following vote:

Yeas—Senators Avinger, Baker, Ball, Evans, Ford, Finlay, Flanagan, Fountain, Gaines, Hall, Henry, Sayers, Swift, Word and Mr. President—15.

Nays—Senators Broughton, Dillard, Dohoney, Latimer, Rawson, Shelley, Tendick and Tracy—8.

On motion of Senator Flanagan the Senate adjourned to 9:30 A. M. to-morrow by the following vote:

Yeas—Senators Baker, Broughton, Dillard, Dohoney, Evans, Ford, Flanagan, Gaines, Hall, Latimer, Rawson and Swift—12.

Nays—Senators Avinger, Ball, Finlay, Henry, Sayers, Shelley, Tendick, Tracy, Word and Mr. President—10.

SENATE CHAMBER,
AUSTIN, TEXAS, April 8, 1873. {

Senate met pursuant to adjournment. Roll called; quorum present. Prayer by the Rev Mr. Caperton.

On motion of Senator Henry, R. C. Hunt, assistant secretary, was excused for the day, on account of sickness.

Journal of yesteday read and adopted.

Senator Finlay presented a memorial from the citizens of De Witt and Victoria counties, praying for a fence law against stock, etc. Referred to Committee on Stock and Stock Raising.

Senator Avinger, chairman of the Committee on Counties and County Boundaries, submitted the following reports:

Hon. E. B. Pickett, President of the Senate:

SIR: Your Committee on Counties and County Boundaries, to whom was referred House bill No. 491, "An act to define the boundary line between the counties of Kendall and Kerr, have duly considered the same, and instruct me to report it back, and recommend that it do not pass.

H. J. AVINGER, Chairman.

Hon. E. B. Pickett, President of the Senate:

SIR: Your Committee on Counties and County Boundaries, to whom was referred Senate bill No. 171, a bill to be entitled "An act to define and establish the boundary line between the counties of Live Oak and Nueces," have carefully considered the same, and instructed me to report it back and recommend its passage.

H. J. AVINGER, Chairman.

Hon. E. B. Pickett, President of the Senate:

SIR: Your Committee on Counties and County Boundaries, to whom was referred Senate bill No. 210, "An act